

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chair David Howard, on April 5, 2017 at 3:00 PM, in Room 317 Capitol

ROLL CALL

Members Present:

Sen. David Howard, Chair (R)
Sen. Cary Smith, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Jen Gross (D)
Sen. Steve Hinebaugh (R)
Sen. Albert Olszewski (R)
Sen. Diane Sands (D)
Sen. Jason D. Small (R)

Members Excused: Sen. Frederick (Eric) Moore (R)

Members Absent: None

Staff Present: Julie Emge, Committee Secretary
Jameson Walker, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SR 57, 3/31/2017
HB 589, 4/3/2017
HB 649, 4/3/2017

Executive Action: HB 589 - BE CONCURRED IN AS AMENDED

EXECUTIVE ACTION ON HB 244

00:00:53 **Motion:** Sen. Gross moved that **HB 244 BE REMOVED FROM TABLE.**

Discussion:

00:02:06 Sen. C. Smith

00:02:21 **Vote:** Motion failed 3-4 by roll call vote with Sen. Gross, Sen. Sands and Sen. Small voting aye. Sen. Caferro and Sen. Moore were excused.

HEARING ON SR 57

Opening Statement by Sponsor:

00:03:28 Sen. Lea Whitford (D), SD 8, opened the hearing on SR 57, Support permanent authorization of the Indian Health Care Improvement Act.

00:05:01 Sen. Caferro entered the hearing.

[EXHIBIT\(phs71a01\)](#)

Proponents' Testimony:

00:18:22 Jason Smith, director, Montana Governor's Office of Indian Affairs

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:19:23 Sen. C. Smith
00:20:54 Rep. Whitford
00:22:39 Sen. C. Smith
00:24:06 Sen. Olszewski
00:25:15 Rep. Whitford
00:25:23 Sen. Olszewski
00:25:53 Sen. C. Smith
00:27:17 Rep. Whitford
00:27:22 Sen. Sands
00:28:52 Rep. Whitford

Closing by Sponsor:

00:30:05 Rep. Whitford

HEARING ON HB 589

Opening Statement by Sponsor:

00:31:38 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 589, Require DPHHS to monitor factors related to children's mental health outcomes.

Proponents' Testimony:

00:35:17 Abigail St. Lawrence, Montana Association of Christians
00:36:22 Jani McCall, Intermountain and Yellowstone Boys and Girls Ranch (YBGR)
00:41:52 Colleen Rahn, education director, National Alliance on Mental Illness Montana
00:42:56 Sarah Corbally, administrator, Youth Homes

Opponents' Testimony:

00:44:12 Rebecca deCamara, administrator, Development Services Division, Department of Public Health and Human Services (DPHHS)

Informational Testimony: None

Questions from Committee Members and Responses:

00:48:19 Sen. Gross
00:48:37 Rep. Lenz
00:48:56 Sen. Gross
00:49:04 Chair Howard
00:49:27 Ms. deCamara, DPHHS
00:50:08 Chair Howard
00:50:26 Rep. Lenz

EXHIBIT(phs71a02)

00:50:33 Sen. Sands
00:52:19 Rep. Lenz
00:52:42 Sen. Sands
00:55:03 Ms. McCall, YBGR
00:55:41 Sen. Sands
00:59:23 Ms. deCamara
01:00:00 Sen. Sands

Closing by Sponsor:

01:00:05 Rep. Lenz

HEARING ON HB 649

Opening Statement by Sponsor:

01:02:46 Rep. Vince Ricci (R), HD 55, opened the hearing on HB 649, Revise consumer protection laws to provide rescission right in assisted care.

Proponents' Testimony:

01:04:09 Janice Carlson, representing herself
01:14:37 Barbara Smith, administrator, Senior and Long Term Care Division, Department
of Public Health and Human Services
01:16:24 Fran Viereck, volunteer advocate, AARP Montana
01:17:24 Mark Mattioli, consumer protection chief, Office of Consumer Protection,
Department of Justice (DOJ)
01:18:11 Al Smith, Montana Trial Lawyers Association (MTLA)

Opponents' Testimony:

01:22:27 Rose Hughes, executive director, Montana Health Care Association
[EXHIBIT\(phs71a03\)](#)
[EXHIBIT\(phs71a04\)](#)

01:33:16 Diana Helgeson, administrator, Assisted Living Churchill Retirement Home,
Bozeman
01:40:03 Kathryn Beaty, executive director, The Village Senior Residence, Missoula
01:42:22 Gary Spaeth, representing himself and Montana Health Care Association
01:45:42 Dennis Keaster, Montana City Assisted Living

Informational Testimony: None

Questions from Committee Members and Responses:

01:51:06 Sen. Gross
01:53:29 Ms. Carlson, self
01:55:27 Sen. Gross
01:56:31 Claudia Clifford, advocacy director, AARP Montana (AARP MT)
01:56:50 Sen. Gross
01:57:12 Ms. Clifford, AARP MT
01:57:26 Sen. Gross
01:59:27 Mr. Mattioli, DOJ
02:00:11 Sen. C. Smith
02:06:31 Mr. Smith, MTLA
02:07:09 Sen. C. Smith
02:08:33 Mr. Mattioli
02:08:44 Sen. C. Smith
02:12:27 Rep. Ricci
02:13:16 Sen. Caferro
02:13:51 Ms. Clifford
02:14:44 Sen. Caferro
02:17:55 Ms. Carlson
02:18:28 Chair Howard
02:19:51 Mr. Smith
02:20:11 Chair Howard

Closing by Sponsor:

02:20:24 Rep. Ricci

02:23:12 Sen. Caferro left the hearing.

Committee Business:

02:23:41 Chair Howard
02:25:02 Jameson Walker, Legislative Services Division
02:25:15 Sen. Sands
02:25:22 Chair Howard
02:25:33 Sen. C. Smith
02:26:06 Sen. Sands
02:26:15 Chair Howard
02:26:24 Sen. Gross
02:26:36 Sen. Sands
02:26:39 Sen. C. Smith
02:26:49 Sen. Gross
02:26:58 Sen. C. Smith
02:27:14 Chair Howard
02:27:23 Sen. Hinebauch
02:27:43 Sen. Sands
02:27:53 Chair Howard

EXECUTIVE ACTION ON HB 589

02:28:47 **Motion:** Sen. C. Smith moved that **HB 589 BE CONCURRED IN.**

02:28:58 **Motion/Vote:** Sen. C. Smith moved that **HB 589 BE AMENDED.** Motion carried unanimously by voice vote. Sen. Caferro and Sen. Moore voted by proxy.

02:29:28 **Motion/Vote:** Sen. C. Smith moved that **HB 589 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Caferro and Sen. Moore voted by proxy. Sen. Caferro will carry the bill.

ADJOURNMENT

Adjournment: 5:30 PM

Julie Emge, Secretary

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Additional Documents:

EXHIBIT([phs71aad.pdf](#))